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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

FILED
IN CLERK
U.S. DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

★ JUN 01 2013 ★

LONG ISLAND OFFICE

-----X
COURTNEY GAMBLE, INDIVIDUALLY
AND ON BEHALF OF ALL OTHER
PERSONS SIMILARLY SITUATED,

Plaintiff,

-against-

TML INFORMATION SERVICES, INC.,
RICHARD REGAN, and EDWARD
DARMODY, jointly and severally,

Defendants.
-----X

Case No.: 13 CV 2142 (ADS)

STIPULATION AND TOLLING AGREEMENT

It is hereby STIPULATED AND AGREED, by and between Plaintiff Courtney Gamble ("Plaintiff") and Defendants sued herein as TML Information Services, Inc. Richard Regan and Edward Darmody ("Defendants"), through their undersigned attorneys who state that they have been authorized to enter into this Stipulation and Tolling Agreement, that any obligation on the part of Defendants to answer, move, or otherwise respond to the Complaint in this matter shall be extended until and including June 14, 2013;

It is FURTHER STIPULATED AND AGREED, by and between Plaintiff and Defendants, through their undersigned attorneys who state that they have been authorized to enter this Stipulation and Tolling Agreement, that one previous request for an extension of the current putative deadline to respond of May 31, 2013 was made and granted;

It is FURTHER STIPULATED AND AGREED, by and between Plaintiff and Defendants, through their undersigned attorneys who state that they have been authorized to enter this Stipulation and Tolling Agreement, that the statute of limitations period for alleged violations of the Fair Labor Standard Act ("FLSA") set forth in the Complaint by individuals purporting to be similarly situated to Plaintiff shall hereby be deemed tolled as against

Defendants for the period beginning June 1, 2013 and ending either on June 14, 2013 or the date on which Defendants respond to Plaintiff Complaint, whichever is earlier;

PROVIDED, further, that nothing in this Stipulation and Tolling Agreement shall be read to revive any claim under the FLSA that would have been considered untimely as of May 31, 2013 or be deemed an admission of liability or wrongdoing of any kind.

LAW OFFICE OF JUSTIN A. ZELLER, P.C.
ATTORNEYS FOR PLAINTIFF
277 Broadway, Ste 408
New York, New York 10007
(212) 229-2246

By:


BRANDON SHERR, ESQ.

Dated: May 30, 2013

JACKSON LEWIS LLP
ATTORNEYS FOR DEFENDANTS
58 South Service Rd., Ste. 410
Melville, New York 11747
(631) 247-0404

By:



NOEL P. TRIPP, ESQ.

Dated:

5/30/13

SO ORDERED on this 1st day of June, 2013

/s/ Arthur D. Spatt


United States District Judge